

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

June 7, 2000

DIVISION ONE

B130106 People
 v.
 Morales

Filed order denying petition for rehearing.

B131661 People (Not for Publication)
 v.
 Joice

The judgment is reversed. The matter is remanded for a new trial.

Ortega, J.

We concur: Spencer, P.J.
 Masterson, J.

B123243 Selvin, Weiner & Ruben et al. (Not for Publication)
 v.
 Jacobson

We affirm the judgment. Respondents are entitled to their costs on appeal.

Ortega, Acting P.J.

We concur: Masterson, J.
 Aragon, J. (Assigned)

DIVISION TWO

B126748 People (Certified for Publication)
v.
Ryan Patrick Toledo

The judgment of conviction is affirmed.

Cooper, J.

We concur: Boren, P.J.
Mallano, J. (Assigned)

B131989	Nancy Campos, a Minor, etc., et al. v. Mallinckrodt Medical, Inc., et al.	(Not for Publication)
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The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
 Cooper, J.

B129057 Dantco (Not for Publication)
v.
James Darryl Nyznyk et al.

The judgment is affirmed.

Cooper, J.

We concur: Boren, P.J.
 Nott, J.

DIVISION TWO (Continued)

B130013 Helen Scher (Not for Publication)

v.

Regents of the University of California et al.

The judgment is reversed. Respondents are to bear costs on appeal.

Cooper, J.

We concur: Boren, P.J.

Mallano, J. (Assigned)

DIVISION THREE

B133551 Levi Marie Romo (Not for Publication)

v.

Steve J. Vous

The judgment is affirmed. Respondent(s) to recover costs.

Aldrich, J.

We concur: Klein, P.J.

Kitching, J.

B125241 Linda Romney (Not for Publication)

v.

Arthur Schaffer

The judgment is affirmed. Respondent(s) to recover costs.

Aldrich, J.

We concur: Klein, P.J.

Croskey, J.

DIVISION THREE (Continued)

B120930 People (Not for Publication)
v.
Page

The judgment is reversed with respect to imposition of consecutive sentences on counts 1 and 2 and the matter is remanded for further proceedings consistent with the views expressed in part 4 of this opinion. In all other respects, the judgment is affirmed.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

B127043 People (Not for Publication)
v.
Liggins

The judgment is modified by imposing a suspended \$5,000.00 parole revocation restitution fine pursuant to section 1202.45 and, as modified is affirmed. The trial court is directed to forward to the Department of Corrections an amended abstract reflecting the above modification.

Croskey, Acting P.J.

I concur: Schneider, J. (Assigned)
I dissent: Aldrich, J. (Opinion)

DIVISION FOUR

B133414 Plastic Dress-Up Company (Not for Publication)
v.
Gerber et al.

The judgment is reversed. Appellant shall receive its costs on appeal.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

DIVISION FOUR (Continued)

B132235 Chan (Not for Publication)

V.

Regents of the University of California, et al.

The judgment is reversed, except as to Kangaroo individually. Appellant shall receive his costs on appeal from University and Huang. Kangaroo shall receive his costs on appeal from appellant.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

B117712 Simi Valley Adventist Hospital et al. (Certified for Publication)

V.

Diana Bonta, as Director, State of California Department of Health Services

The judgment is affirmed with respect to the trial court's ruling upholding the Department's determination that petitioners' claims for reimbursement were untimely; the judgment is reversed as to all other matters. The case is remanded to the superior court for further proceedings consistent with this decision. Each party is to bear its own cost on appeal.

Berle, J. (Assigned)

We concur: Hastings, Acting P.J.
Curry, J.

B129540 Huddleston (Not for Publication)

V.

Weldlogic, Inc.

The judgment is affirmed. Respondent is to have its costs on appeal.

Epstein, Acting P.J.

We concur: Hastings, J.
Curry, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J. and G. Bents, Deputy Clerk.

Each of the following:

B130895 Ventura River County Water District v. Hibberd
B136810 Department of Social Services v. Leann F.-E.

Argument waived, cause submitted.

B136279 Kestly
 v.
 Empero Management

Argument continued to August, 2000.

B131876 Stallings
 v.
 Thrifty Oil Company

Merits:

Argued by Kevin H. Park for appellant and by Dennis G. Merenbach for respondents. Cause submitted.

B127146 Kolkowski
 v.
 Tantec Magnetic, Inc.

Merits:

Argued by Steven Kenneth Perrin for appellant/cross-respondent and by Lois D. Thompson for respondents/cross-appellants. Cause submitted.

DIVISION SIX (Continued)

B130443 Thrower
 v.
 Vintage Petroleum, Inc.

Merits:
Argued by David W. Tredway for appellant, by Michael Geibelson for
respondent Johnson, and by Richard M. Norman for respondent Hoskins.
Cause submitted.

Court recessed at 10:20 A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B132702 Short
 v.
 Austel

Merits:
Argued by Craig S. Momita for appellants and by Jay S. Bloom for
respondent. Cause submitted.

B133756 Marriage
 v.
 Bird

Merits:
Argued by Steve Pell for appellant and by Herbert D. Nowlin for
respondent. Cause submitted.

Coffee, J. left the bench.

DIVISION SIX (Continued)

B131839 Sarabia
 v.
 First American Title Insurance Company

Merits:
Argued by Claire M. Corcoran for cross-appellants and by Lisa Boutelle Lazzara for cross-respondent. Cause submitted.

Court recessed at 2:05 P.M.

Court reconvened at 2:15 P.M.

Present: Gilbert, P.J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B134035 Hammond
 v.
 Santa Barbara Bank & Trust

Merits:
Argued by Herb Fox for appellants, by Kurt H. Pyle for respondent Santa Barbara Bank & Trust and by Bradford F. Ginder for respondent Poucher. Cause submitted.

B130609 Scoville
 v.
 Primary Health Management Systems

Merits:
Argued by David S. Secrest for appellant and by Barbara M. Reardon for respondents. Cause submitted.

Court adjourned at 3:10 P.M.

DIVISION SEVEN

B137064 Chiasson
v.
Todd Shipyards Corporation

Filed order denying petition for rehearing.

[illegible]

The judgment is affirmed.

Neal, J.

We concur: Lillie, P.J.
Woods, J.

B133875 People (Not for Publication)
v.
Shepherd

The judgment is affirmed.

Woods, J.

We concur: Lillie, P.J.
Johnson, J.

[illegible]

The orders under review are affirmed.

Woods, J.

We concur: Lillie, P.J.
 Neal, J.

DIVISION SEVEN (Continued)

[illegible]

The order under review is affirmed.

Woods, J.

We concur: Johnson, Acting P.J.
 Neal, J.

B136432 Hussaine et al. (Not for Publication)
v.
Ramsey et al.

The judgment is reversed and the cause is remanded for further proceedings in accordance with the views expressed herein. Appellants to recover costs of appeal.

Woods, J.

We concur: Lillie, P.J.
Neal, J.

B126862 Montgomery Ward & Co., Inc. et al. (Certified for Partial Publication)
v.
Imperial Casualty & Indemnity Co. et al.

The judgment is reversed and the cause remanded for further proceedings consistent with this opinion. Appellant is awarded costs on appeal.

Johnson, J.

We concur: Lillie, P.J.
Woods, J.